



Entered on Docket  
July 30, 2007

Hon. Linda B. Riegle  
United States Bankruptcy Judge

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Steven C. Strong, Utah Bar No. 6340  
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Attorneys for Debtors

**UNITED STATES BANKRUPTCY COURT  
DISTRICT OF NEVADA**

In re:  
USA COMMERCIAL MORTGAGE COMPANY,  
Debtor.

BK-S-06-10725-LBR  
BK-S-06-10726-LBR  
BK-S-06-10727-LBR  
BK-S-06-10728-LBR  
BK-S-06-10729-LBR

In re:  
USA CAPITAL REALTY ADVISORS, LLC,  
Debtor.

In re:  
USA CAPITAL DIVERSIFIED TRUST DEED  
FUND, LLC,  
Debtor.

JOINTLY ADMINISTERED  
Chapter 11 Cases

In re:  
USA CAPITAL FIRST TRUST DEED FUND,  
LLC,  
Debtor.

In re:  
USA SECURITIES, LLC,  
Debtor.

Affects:  
☐ All Debtors  
☒ USA Commercial Mortgage Company  
☐ USA Capital Realty Advisors, LLC  
☒ USA Capital Diversified Trust Deed Fund, LLC  
☒ USA Capital First Trust Deed Fund, LLC  
☐ USA Securities, LLC

**ORDER DENYING JESSUPS'  
MOTION TO DISCLOSE  
INFORMATION UNDER THE  
FREEDOM OF INFORMATION ACT  
AND RELEASE OF FUNDS TO  
JESSUP**

**(AFFECTS USA COMMERCIAL  
MORTGAGE, USA CAPITAL FIRST  
TRUST DEED FUND, LLC AND USA  
CAPITAL DIVERSIFIED TRUST  
DEED FUND, LLC)**

Date: July 5, 2007  
Time: 9:30 a.m.

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Harry and Helen Jessups's Motion to Disclose Information Under the Freedom of Information Act and Release of Funds to Jessups (the "Motion") having come before this Court; Harry Jessup appearing as movant, Lenard E. Schwartz of Schwartz & McPherson Law Firm appearing for USA Commercial Mortgage Company ("USACM") and USA Capital First Trust Deed Fund, LLC ("FTDF"), and Marc A. Levinson of Orrick Herrington & Sutcliffe, LLP appearing for USA Capital Diversified Trust Deed Fund, LLC; the Court having reviewed the opposition file by USACM and FTDF and having heard the argument of Mr. Jessup, the Court finds that the Freedom of Information Act is inapplicable to the Court and the parties; and it is therefore

ORDERED that the Motion be, and hereby is, denied.

Prepared and submitted by:

/s/ Lenard E. Schwartz

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**Approved** / Disapproved by:

/s/ Marc A. Levinson

Marc A. Levinson, (California Bar No. 57613)  
ORRICK, HERRINGTON & SUTCLIFFE LLP  
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Sacramento, California 95814  
Counsel for USA Capital Diversified Trust Deed Fund, LLC

Approved / Disapproved by:

Harry W. Jessup  
Helen B. Jessup  
2009 West Lund  
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In Proper Person

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1 In accordance with LR 9021, counsel submitting this document certifies as follows  
2 (check one):

3 \_\_\_\_ The court has waived the requirement of approval under LR 9021.

4 \_\_\_\_ No parties appeared or filed written objections, and there is no trustee appointed  
5 in the case.

6  X  I have delivered a copy of this proposed order to all counsel who appeared at  
7 the hearing, any unrepresented parties who appeared at the hearing, and any trustee  
8 appointed in this case, and each has approved or disapproved the order, or failed to  
9 respond, as indicated below [list each party and whether the party has approved,  
disapproved, or failed to respond to the document]:

10 Harry & Helen Jessup - Failed to respond  
11 Marc A. Levinson, Esq. - Approved

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